

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS**

UNITED STATES OF AMERICA

**ORDER REGARDING MOTION FOR SENTENCE
REDUCTION PURSUANT TO 18 U.S.C. § 3582(c)(2)**

V.

LATROY MCBRIDE

Case Number: 4:06CR00215-01-WRW

USM Number: 24202-009

Date of Previous Judgment: May 10, 2007
(Use Date of Last Amended Judgment, if Applicable)

BRUCE EDDY
Defendant's Attorney

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

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DENIED.

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GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of: 70 months is reduced to 60 months

I. COURT DETERMINATION OF GUIDELINE RANGE

Previous Offense Level(Prior to Departure /Variance/Rule 35): 25

Amended Offense Level: 23

Criminal History Category: II

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Previous Guideline Range: 63 to 78 months

Amended Guideline Range: 60 to 63 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

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The reduced sentence is within the amended guideline range.

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The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

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Other (Specify):

III. ADDITIONAL COMMENTS:

Except as provided above, all provisions of the judgment dated May 10, 2007 shall remain in effect.

IT IS SO ORDERED.

6/4/2008

Date of Order

/s/ Wm. R. Wilson, Jr.

Signature of Judge

Wm. R. Wilson, Jr., U.S. District Judge

Name and Title of Judge

Effective Date (if delayed)